
EXHIBIT D

CLOSED, ECF, RELATED

U.S. District Court
United States District Court for the Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:07-cv-09234-CSH

The United States of America v. Bank of Cyprus Public
Company Limited
Assigned to: Judge Charles S. Haight
Related Case: 1:06-cv-06673-CSH
Cause: 18:981 Civil Forfeiture

Date Filed: 10/15/2007
Date Terminated: 03/31/2009
Jury Demand: Plaintiff
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: U.S. Government Plaintiff

Plaintiff

The United States of America

represented by **Rua M. Kelly**
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V.

Defendant

**Bank of Cyprus Public Company
Limited**

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Interested Party

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Interested Party**Co-Trustee Fred S. Zeidman**

represented by **Hal Mitchell Hirsch**
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Date Filed	#	Docket Text
10/15/2007	<u>1</u>	COMPLAINT against Bank of Cyprus Public Company Limited. Document filed by The United States of America.(jpo) (Entered: 10/18/2007)
10/15/2007		SUMMONS ISSUED as to Bank of Cyprus Public Company Limited. (jpo) (Entered: 10/18/2007)
10/15/2007		Case Designated ECF. (jpo) (Entered: 10/18/2007)
10/15/2007		CASE REFERRED TO Judge Charles S. Haight, Jr as possibly related to 06cv6673. (jpo) (Entered: 10/18/2007)
10/23/2007		CASE ACCEPTED AS RELATED. Create association to 1:06-cv-06673-CSH. Notice of Assignment to follow. (laq) (Entered: 10/26/2007)
10/23/2007	<u>2</u>	NOTICE OF CASE ASSIGNMENT to Judge Charles S. Haight. Judge Unassigned is no longer assigned to the case. (laq) (Entered: 10/26/2007)
10/23/2007		Magistrate Judge Kevin N. Fox is so designated. (laq) (Entered: 10/26/2007)
10/26/2007		Emailed notice to the attorney(s) of record. (laq) (Entered: 10/26/2007)
11/13/2007	<u>3</u>	WAIVER OF SERVICE RETURNED EXECUTED. Bank of Cyprus Public Company Limited waiver sent on 10/15/2007, answer due 12/14/2007. Document filed by The United States of America. (Kelly, Rua) (Entered: 11/13/2007)
01/09/2008	<u>4</u>	ORDER: The time for defendant Bank of Cyprus Public Company Limited to answer, move or otherwise respond to the complaint is extended to 1/25/08. Plaintiff to serve an opposition to a motion to dismiss by 3/24/08. Defendant to serve a reply to a motion to dismiss by 4/23/08. Bank of Cyprus Public Company Limited answer due 1/25/2008. (Signed by Judge Charles S. Haight on 1/9/08) (db) (Entered: 01/09/2008)
01/25/2008	<u>5</u>	ENDORSED LETTER addressed to Judge Charles S. Haight from Marc Weinstein dated 1/24/08 re: Counsel for defendant Bank of Cyprus Public Company Limited request that the Bank and the plaintiff be permitted to submit supporting and opposing memoranda of law, respectively, of up to 36 pages and that the Bank be permitted to submit a reply memorandum of law of up to 18 pages. ENDORSEMENT: So Ordered. (Signed by Judge Charles S. Haight on

		1/25/08) (tro) (Entered: 01/25/2008)
01/25/2008	6	MOTION to Dismiss. Document filed by Bank of Cyprus Public Company Limited. (Attachments: # 1 Certificate of Service via Electronic Mail and Federal Express on January 25, 2008)(Cave, Sarah) (Entered: 01/25/2008)
01/25/2008	7	DECLARATION of John Fellas in Support re: 6 MOTION to Dismiss.. Document filed by Bank of Cyprus Public Company Limited. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Certificate of Service via Electronic Mail and Federal Express on January 25, 2008)(Cave, Sarah) (Entered: 01/25/2008)
01/25/2008	8	DECLARATION of William Blair QC in Support re: 6 MOTION to Dismiss.. Document filed by Bank of Cyprus Public Company Limited. (Attachments: # 1 Exhibit 1, # 2 Certificate of Service via Electronic Mail and Federal Express on January 25, 2008)(Cave, Sarah) (Entered: 01/25/2008)
01/25/2008	9	DECLARATION of Stephen George Byrne in Support re: 6 MOTION to Dismiss.. Document filed by Bank of Cyprus Public Company Limited. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Certificate of Service via Electronic Mail and Federal Express on January 25, 2008)(Cave, Sarah) (Entered: 01/25/2008)
01/25/2008	10	DECLARATION of Louis Pochanis in Support re: 6 MOTION to Dismiss.. Document filed by Bank of Cyprus Public Company Limited. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Certificate of Service via Electronic Mail and Federal Express on January 25, 2008)(Cave, Sarah) (Entered: 01/25/2008)
01/25/2008	11	MEMORANDUM OF LAW in Support re: 6 MOTION to Dismiss.. Document filed by Bank of Cyprus Public Company Limited. (Attachments: # 1 Certificate of Service via Electronic Mail and Federal Express on January 25, 2008)(Cave, Sarah) (Entered: 01/25/2008)
03/18/2008	12	STIPULATION AND ORDER that the time for the US to serve an opposition to a motion to dismiss is extended to and including 4/2/08. The time for Bank of Cyprus to serve a reply to any opposition served by the US is extended to and including 5/5/08. (Signed by Judge Charles S. Haight on 3/14/08) (cd) (Entered: 03/18/2008)
04/07/2008	13	STIPULATION & ORDER: The time for the United States to serve an opposition to a Motion to Dismiss is extended to 4/23/08. The time for Bank of Cyprus to serve a reply is extended to 5/30/08. (Signed by Judge Charles S. Haight on 4/7/08) (db) (Entered: 04/07/2008)
04/23/2008	14	FIRST REPLY MEMORANDUM OF LAW in Opposition re: 6 MOTION to Dismiss.. Document filed by The United States of America. (Attachments: # 1 Affidavit Affidavit of Service)(Kelly, Rua) (Entered: 04/23/2008)
04/23/2008	15	DECLARATION of Rua M. Kelly in Opposition re: 6 MOTION to Dismiss.. Document filed by The United States of America. (Attachments: # 1 Exhibit Exhibit A, # 2 Exhibit Exhibit B, # 3 Exhibit Exhibit C, # 4 Exhibit Exhibit D, # 5 Exhibit Exhibit E, # 6 Exhibit Exhibit F)(Kelly, Rua) (Entered: 04/23/2008)
06/02/2008	16	STIPULATION AND ORDER: It is hereby stipulated and agreed that the time for Bank Cyprus to serve a reply to the opposition served by the United States is extended to and including June 20, 2008. (Signed by Judge Charles S. Haight

		on 6/2/2008) (jfe) (Entered: 06/02/2008)
06/20/2008	<u>17</u>	REPLY MEMORANDUM OF LAW in Support re: 6 MOTION to Dismiss.. Document filed by Bank of Cyprus Public Company Limited. (Attachments: # <u>1</u> Certificate of Service via Electronic Filing and Federal Express on June 20, 2008)(Elul, Hagit) (Entered: 06/20/2008)
06/20/2008	<u>18</u>	DECLARATION of John Fellas, Reply Declaration in Further Support in Support re: 6 MOTION to Dismiss.. Document filed by Bank of Cyprus Public Company Limited. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3 Part 1, # <u>4</u> Exhibit 3 Part 2, # <u>5</u> Exhibit 4, # <u>6</u> Certificate of Service via Electronic Filing and Federal Express on June 20, 2008)(Elul, Hagit) (Entered: 06/20/2008)
07/18/2008	<u>19</u>	NOTICE OF APPEARANCE by Jeffrey Ehrlich Alberts on behalf of The United States of America (Alberts, Jeffrey) (Entered: 07/18/2008)
08/19/2008	<u>20</u>	ORDER: This Order clarifies the status of the government's request for leave to file a sur-reply brief in the above-captioned case. Plaintiff's application for leave to file and serve a sur-reply in the above-captioned case is granted. The proposed sur-reply brief enclosed with plaintiff's letter request will be filed and considered by the Court. The defendant may file and serve a response to this sur-reply brief on or before 9/5/2008. It is SO ORDERED. (Responses to Brief due by 9/5/2008) (Signed by Judge Charles S. Haight on 8/19/2008) (tve) (Entered: 08/19/2008)
08/21/2008	<u>21</u>	NOTICE OF APPEARANCE by Hal Mitchell Hirsch on behalf of Joseph P. LaSala, Fred S. Zeidman (Hirsch, Hal) (Entered: 08/21/2008)
09/05/2008	<u>22</u>	REPLY to Response to Motion re: 6 MOTION to Dismiss. <i>Defendant's Response to the Government's Sur-Reply Memorandum of Law</i> . Document filed by Bank of Cyprus Public Company Limited. (Attachments: # <u>1</u> Certificate of Service via Electronic Mail and Federal Express on September 5, 2008) (Weinstein, Marc) (Entered: 09/05/2008)
03/31/2009	<u>23</u>	ORDER: The Bank of Cyprus's motion to dismiss the complaint is granted pursuant to Rule 12(b)(1) of the Federal Rules of Civil Procedure, for lack of subject matter jurisdiction. The Clerk of the Court is directed to dismiss the complaint without prejudice for lack of subject matter jurisdiction. (Signed by Judge Charles S. Haight on 3/31/2009) (jpc) (Entered: 03/31/2009)
03/31/2009		Transmission to Judgments and Orders Clerk. Transmitted re: <u>23</u> Order, Terminate Motions, to the Judgments and Orders Clerk. (jpc) (Entered: 03/31/2009)
03/31/2009	<u>24</u>	CLERK'S JUDGMENT That for the reasons stated in the Court's Order dated March 31, 2009, defendant's motion to dismiss the complaint is granted, and the complaint is dismissed without prejudice, for lack of subject matter jurisdiction. (Signed by J. Michael McMahon, clerk on 3/31/09) (Attachments: # <u>1</u> notice of right to appeal)(ml) (Entered: 03/31/2009)
04/14/2009	<u>25</u>	MOTION to Alter Judgment re: <u>24</u> Clerk's Judgment,, MOTION to Amend/Correct <u>24</u> Clerk's Judgment,, Document filed by The United States of America. (Attachments: # <u>1</u> Exhibit Proposed Amended Complaint)(Alberts, Jeffrey) (Entered: 04/14/2009)
04/14/2009	<u>26</u>	MEMORANDUM OF LAW in Support re: <u>25</u> MOTION to Alter Judgment re:

		24 Clerk's Judgment,. MOTION to Amend/Correct 24 Clerk's Judgment,.. Document filed by The United States of America. (Alberts, Jeffrey) (Entered: 04/14/2009)
05/01/2009	27	STIPULATION AND ORDER, Set Deadlines/Hearing as to 25 MOTION to Alter Judgment re: 24 Clerk's Judgment. MOTION to Amend/Correct 24 Clerk's Judgment. (Responses due by 5/12/2009, Replies due by 5/26/2009.) (Signed by Judge Charles S. Haight on 5/1/09) (dj) (Entered: 05/01/2009)
05/19/2009	28	MEMORANDUM OF LAW in Opposition re: 25 MOTION to Alter Judgment re: 24 Clerk's Judgment,. MOTION to Amend/Correct 24 Clerk's Judgment,.. Document filed by Bank of Cyprus Public Company Limited. (Attachments: # 1 Certificate of Service)(Fellas, John) (Entered: 05/19/2009)
05/19/2009	29	DECLARATION of John Fellas, Esq. in Opposition re: 25 MOTION to Alter Judgment re: 24 Clerk's Judgment,. MOTION to Amend/Correct 24 Clerk's Judgment,.. Document filed by Bank of Cyprus Public Company Limited. (Attachments: # 1 Part 2, # 2 Part 3, # 3 Part 4, # 4 Certificate of Service) (Fellas, John) (Entered: 05/19/2009)
06/01/2009	30	NOTICE of of Appeal. Document filed by The United States of America. (Alberts, Jeffrey) (Entered: 06/01/2009)
06/12/2009	31	REPLY MEMORANDUM OF LAW in Support re: 25 MOTION to Alter Judgment re: 24 Clerk's Judgment,. MOTION to Amend/Correct 24 Clerk's Judgment,.. Document filed by The United States of America. (Alberts, Jeffrey) (Entered: 06/12/2009)

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